

United States District Court

United States District Court
Southern District of Texas
FILED

SOUTHERN

DISTRICT OF

TEXAS

AUG 13 2013

McALLEN DIVISION

David J. Bradley, Clerk

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

Francisco Javier Ramirez

A089 943 408

Case Number: M-13-1471-M

AKA:

IAE YOB: 1992

The United Mexican States

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about August 12, 2013 in Starr County, inthe Southern District of Texas

(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to the United Mexican States in pursuance of law, and thereafter was found near Delmita, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)

I further state that I am a(n) Senior Patrol Agent and that this complaint is based on the following facts:

Francisco Javier Ramirez was encountered by Border Patrol Agents near Delmita, Texas, on August 12, 2013. The investigating agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on July 30, 2013, near Rio Grande City, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States, for the second (2nd) time on June 12, 2013 through Del Rio, Texas. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On April 26, 2011, the defendant was convicted of 8 USC 1324 Transporting Aliens within the United States, and was sentenced to thirty three (33) months confinement and two (2) years probation.

Continued on the attached sheet and made a part of this complaint:

approved by
ASA Kutzner

Sworn to before me and subscribed in my presence,

August 13, 2013

Peter E. Ormsby, U.S. Magistrate Judge
Name and Title of Judicial Officer

☐ Yes ☒ No

Signature of Complainant

Jose Pena

Senior Patrol Agent

Signature of Judicial Officer